

PROFESSIONAL LICENSURE DIVISION[645]

Notice of Intended Action

Twenty-five interested persons, a governmental subdivision, an agency or association of 25 or more persons may demand an oral presentation hereon as provided in Iowa Code section 17A.4(1)"b."

Notice is also given to the public that the Administrative Rules Review Committee may, on its own motion or on written request by any individual or group, review this proposed action under section 17A.8(6) at a regular or special meeting where the public or interested persons may be heard.

Pursuant to the authority of Iowa Code section 147.76, the Board of Respiratory Care hereby gives Notice of Intended Action to amend Chapter 261, "Licensure of Respiratory Care Practitioners," and Chapter 263, "Discipline for Respiratory Care Practitioners," Iowa Administrative Code.

These proposed amendments update the name of the accrediting organization for respiratory care to be consistent with the separation of the Committee on Accreditation for Respiratory Care (CoARC) from the Commission on Accreditation of Allied Health Education Programs (CAAHEP). The proposed amendments also amend subrule 263.2(11) by replacing the word "felony" with the word "crime" to be consistent with Iowa Code section 147.55.

Any interested person may make written comments on the proposed amendments no later than September 29, 2009, addressed to Ella Mae Baird, Professional Licensure Division, Department of Public Health, Lucas State Office Building, Des Moines, Iowa 50319-0075; E-mail ebaird@idph.state.ia.us.

A public hearing will be held on September 29, 2009, from 9 to 9:30 a.m. in the Fifth Floor Board Conference Room, Lucas State Office Building, at which time persons may present their views either orally or in writing. At the hearing, persons will be asked to give their names and addresses for the record and to confine their remarks to the subject of the proposed amendments.

These amendments are intended to implement Iowa Code chapters 21, 147, 152B, and 272C.

The following amendments are proposed.

ITEM 1. Amend rule ~~645—261.1(152B)~~, definition of "CoARC," as follows:

"CoARC" means the ~~Committee~~ Commission on Accreditation ~~of~~ for Respiratory Care.

ITEM 2. Amend subrule 261.3(1) as follows:

261.3(1) The applicant shall have successfully completed a respiratory care education program accredited by or under a letter of review from, the Commission on Accreditation ~~of Allied Health Education Programs (CAAHEP)~~ or by a program that is under Letter of Review by the Committee on Accreditation for Respiratory Care (CoARC) while actively pursuing CAAHEP accreditation.

ITEM 3. Amend subrule 263.2(11) as follows:

263.2(11) Conviction of a ~~felony~~ crime related to the profession or occupation of the licensee or the conviction of any ~~felony~~ crime that would affect the licensee's ability to practice within the profession. A copy of the record of conviction or plea of guilty shall be conclusive evidence.